

est. The limitation upon any agent to sell any article from house to house is like the limitation upon the rights of the buyer to purchase wherever he may desire and to tax those who sell at the farmer's door and not impose an equal tax upon those who sell from buildings in a city is to discriminate against the farmers' rights. The bill in question creates a drug store monopoly, and if we permit this obnoxious precedent to go on unchallenged in time our serfdom will become absolute. To deny the rights of one is to impair the rights of all. We therefore ask you to consider our interests and act accordingly.

Numerously signed.

THIRTY-SEVENTH DAY.

Senate Chamber,
Austin, Texas,

Wednesday, March 3, 1909.

Senate met pursuant to adjournment, Lieutenant Governor A. B. Davidson presiding.

Roll call, quorum present, the following Senators answering to their names:

Adams.	Peeler.
Alexander.	Perkins.
Brachfield.	Real.
Bryan.	Senter.
Cofer.	Stokes.
Greer.	Sturgeon.
Harper.	Terrell of Bowie.
Hayter.	Terrell of McLennan.
Holsey.	Veale.
Hudspeth.	Ward.
Kellie.	Watson.
Masterson.	Weinert.
Meachum.	Willacy.
Paulus.	

Absent.

Hume.	Murray.
Mayfield.	Thomas.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday, on motion of Senator Cofer, the same was dispensed with.

EXCUSED.

On account of sickness:

Senator Hume for yesterday and today, on motion of Senator Peeler.

FIRST HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, March 3, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

House Concurrent Resolution No. 10, relative to the improvement of the waterways of this country.

Also concurred in Senate amendments to House bill No. 357 by the following vote: Yeas, 109; nays, 0.

Also reconsidered the vote by which the Free Conference Committee report was adopted on House bill No. 152, and requests the Senate to take like action and reappoint Free Conference Committee. The following have been appointed on part of the House: Messrs. Byrne, Von Rosenberg, Trenckmann, Fitzhugh and Wahrmond.

Also adopted the Free Conference Committee report on House bill No. 186 by the following vote: Yeas, 96; nays, 0.

Also passed

Senate bill No. 3, A bill to be entitled "An Act to better regulate the assessment and collection of taxes in cities and towns which have heretofore abolished, or may hereafter abolish, their corporate existence."

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

(Lieutenant Governor Davidson in the chair.)

BILLS AND RESOLUTIONS.

By Senator Hudspeth:

Senate bill No. 296, A bill to be entitled "An Act to amend Section 6 of Chapter 102 of the Acts of the Regular Session of the Legislature, entitled 'An Act to promote agriculture and stock raising, and to prohibit the hunting with fire-arms or dogs upon the enclosed or posted lands of another, in all counties within this State, not specially named as exempted from the provisions of this act,' as amended by the Twenty-sixth Legislature, to provide penalties, and with an emergency clause."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Hudspeth:

Senate bill No. 297, A bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the county court of

Crockett county and the county court of Edwards county, to conform the jurisdiction of the district courts thereto, and to repeal all laws in conflict therewith, and declaring an emergency."

Read first time, and referred to Committee on Judicial Districts.

By Senator Willacy:

Senate bill No. 298, A bill to be entitled "An Act to amend Chapter 121 of the acts of the Twenty-ninth Legislature, the same being an act to prevent the keeping of certain fruit trees affected with yellows, crown gall, black knot, or any tree, shrub or plant infested with or by the San Jose scale or other dangerous, injurious or destructive pest; and declaring such affected and infected trees, shrubs and plants a public nuisance, and making it the duty of the Commissioner of Agriculture, Insurance, Statistics and History to seek out and destroy such trees, shrubs and plants, or cause the same to be done, or to have such affected or infested trees treated; and providing the manner of such destruction and treatment, and for an investigation by the Commissioner of Agriculture, Insurance, Statistics and History when he believes, or has reason to believe, that any such disease or pests may exist in this State, and providing the manner of combating such diseases and pests, and the prevention of their spread and dissemination; providing for the examination of nurseries, and giving certificates to that effect, regulating the importation of trees, shrubs and plants from without the State, forbidding the selling, consigning or shipping of nursery stock without such certificates; providing for the fumigation of certain trees, shrubs and plants; providing penalties, and making an appropriation, and declaring an emergency."

Read first time, and referred to Committee on Agricultural Affairs.

Morning call concluded.

HOUSE BILL NO. 522.

Senate bill No. 218 was unfinished business, and the Chair so stated.

Senator Veale called for House bill No. 522 under the rules of the Senate providing for the consideration of House bills, and there being no objection,

The Chair laid before the Senate, on second reading,

House bill No. 522, A bill to be entitled "An Act to amend Sections 1 and 2 of an act entitled 'An Act to reorganize the Forty-seventh Judicial District, and

to create the Sixty-ninth Judicial District; to fix the time for holding the terms of the district courts in said districts, and to provide for the appointment of a district judge and district attorney in the said Sixty-ninth Judicial District, and declaring an emergency."

On motion of Senator Veale, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report) by the following vote:

Yeas—22.

Adams.	Peeler.
Alexander.	Perkins.
Bryan.	Real.
Cofer.	Stokes.
Greer.	Terrell of Bowie.
Harper.	Thomas.
Hayter.	Veale.
Hudspeth.	Ward.
Masterson.	Watson.
Meachum.	Weinert.
Paulus.	Willacy.

Absent.

Brachfield.	Murray.
Holsey.	Senter.
Kellie.	Sturgeon.
Mayfield.	Terrell of McLennan.

Absent—Excused.

Hume.

On motion of Senator Veale, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to third reading.

On motion of Senator Veale, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Adams.	Peeler.
Alexander.	Perkins.
Bryan.	Real.
Cofer.	Stokes.
Greer.	Terrell of Bowie.
Harper.	Terrell of McLennan.
Hayter.	Thomas.
Hudspeth.	Veale.
Kellie.	Ward.
Masterson.	Watson.
Meachum.	Weinert.
Paulus.	Willacy.

Absent.

Brachfield.	Holsey.
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Mayfield. Senter.
Murray. Sturgeon.

Absent—Excused.

Hume.

The bill was read third time, and passed by the following vote:

Yeas—25.

Adams.	Peeler.
Alexander.	Perkins.
Brachfield.	Stokes.
Bryan.	Sturgeon.
Cofer.	Terrell of Bowie.
Greer.	Terrell of McLennan.
Harper.	Thomas.
Hayter.	Veale.
Hudspeth.	Ward.
Kellie.	Watson.
Masterson.	Weinert.
Meachum.	Willacy.
Paulus.	

Absent.

Holsey.	Real.
Mayfield.	Senter.
Murray.	

Absent—Excused.

Hume.

Senator Veale moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

BILLS READ AND REFERRED.

The Chair (Lieutenant Governor Davidson) had referred, after their captions had been read, the following House bills:

House bill No. 89, referred to Committee on Insurance, Statistics and History (see House message, Monday's Journal, for caption).

House bill No. 514, referred to Committee on Stock and Stock Raising (see House message, Monday's Journal, for caption).

House Concurrent Resolution No. 10, referred to Committee on State Affairs (see House message, Monday's Journal, for caption).

HOUSE BILL NO. 142.

Senator Weinert here moved that the Chair lay before the Senate House bill No. 142, under the rule for considering House bills.

There being no objection,

The Chair laid before the Senate, on second reading,

House bill No. 142, A bill to be entitled "An Act to create the Texas Library and Historical Commission, setting forth the purposes of the said Library and Historical Commission, defining its powers and duties, repealing Article 2805 of the Revised Civil Statutes of the State of Texas, amending Article 2806, and in general repealing all laws and parts of laws in conflict with this act."

The bill was read second time, and Senator Terrell of Bowie offered the following amendment, which was read and adopted:

Amend the bill by striking out all of Section 2, beginning with the word "said," line 3, page 3.

Senator Cofer offered the following amendments, which were read and adopted:

"Within the limits of the annual appropriation allowed by act of the Legislature from time to time."

Amend by inserting above clause after the word "purchase," in line 8, page 3 of bill.

COFER,
WEINERT.

Senator Willacy offered the following amendment, which was read and adopted:

Amend by striking out all of Section 5, down to and including the word "Congress," in line 18, page 4.

(Senator Veale in the Chair.)

Senator Senter offered the following amendment, which was read:

Amend the bill by striking out all of Section 3 down to and including the words "safety to the books," in line 16, page 3.

Senator Weinert moved that the bill be laid on the table, subject to call.

The motion prevailed.

INVITATION TO VISIT EL PASO.

Senator Hudspeth offered the following invitation to visit El Paso:

El Paso, Texas, March 3, 1909.

Hon. C. B. Hudspeth, Austin, Texas:

Invitation by wire today to Senators and Representatives to visit El Paso, assuring a hearty welcome and industrial surprises.

El Paso Chamber of Commerce.

Senator Terrell of McLennan moved that the invitation be accepted.

The motion prevailed.

SENATE BILL NO. 129—CONFERENCE COMMITTEE REPORT—ADOPTION OF.

Senator Bryan offered the following report on part of the Senate:

Committee Room,
Austin, Texas, March 3, 1909.

Hon. A. B. Davidson, President of the Senate, and Hon. A. M. Kennedy, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, to whom was referred

Senate bill No. 129, A bill to be entitled "An Act for the relief of railway corporations having charters granted or amended since the first day of January, 1900, and which have failed, or are about to fail, to construct their roads and branches, or any part thereof, within the time prescribed by law, and declaring an emergency,"

Have had the same under consideration, and beg leave to report that for the purpose of adjusting differences between the Senate and the House, recommend that Section 1 of the bill be stricken out, and that the following be substituted in lieu of Section 1 of the original bill:

Section 1. That any railway company holding a charter filed in the office of the Secretary of State of this State, since the first day of January, 1900, or which by amendment to its articles of incorporation filed with the Secretary of State of this State since the first day of January, 1900, has provided for the construction of one or more branch lines, and which has since the first day of January, 1906, constructed and put in operation fifty miles of railroad in this State, or thirty miles of railroad in the State of Louisiana, or which since the first day of January, 1906, shall have expended not less than \$20,000 for right-of-way or terminal facilities within or immediately adjacent to any city in this State with a population of not less than 40,000, as shown by the last Federal census; also any railway company which had been incorporated by articles of incorporation filed in the office of the Secretary of State of this State since the first day of January, 1900, and which has since the first day of January, 1902, constructed and put in operation not less than nine miles of railroad within this State, and the length of whose line authorized by its charter does not exceed fifty miles, or which has since January 1, 1906, graded not less than

fifty miles of roadbed on its line in this State, or which has, in good faith, acquired since January 1, 1907, its right-of-way for the entire length of its line, and the length of whose line authorized by its charter does not exceed forty miles, or any railroad company which since January 1, 1901, and during the first year of its incorporation, did construct and put in operation not less than twenty miles of railroad in this State, shall have two years from the date this act takes effect in which to comply, as to its main line or its branch or branches projected by such articles of incorporation or amendments, with the provisions of Articles 4366, 4558 and 4559 of the Revised Civil Statutes of the State of Texas, and each such railway company which shall have forfeited its right to construct, or its corporate existence, as to any part of its said main line, or is about to do so, or any of its said branches, or any part thereof, shall have, and such corporate existence and right to construct same is hereby restored and preserved to it, and it shall enjoy all of its corporate franchises, property rights and powers held or acquired by it previous to any cause of forfeiture on account of such failure; provided, that no such railway company shall claim or exercise any right or franchise not allowed, granted or permitted to other railway corporations under the laws now in force in this State, and every such railway company shall comply with the laws now in force in this State pertaining to railway corporations.

BRYAN,
MURRAY,
BRACHFIELD,
HUDSPETH,
WARD,

On the part of the Senate.

CROCKETT,
CRISP,
McCALLUM,
LEE,
CURETON,

On the part of the House.

The report was read and adopted.

(President Pro Tem. Terrell in the chair.)

HOUSE BILL NO. 5.

The Chair laid before the Senate, on second reading,

House bill No. 5, A bill to be entitled "An Act to establish the West Texas State Normal College, and providing

that the State Board of Education shall control the same, and making an appropriation therefor, and declaring an emergency."

The bill was read second time, and

Senator Veale offered the following substitute for the bill:

Amend the bill by striking out all after the words "A bill to be entitled an act," and insert in lieu thereof the following:

An Act to provide for the establishment and maintenance of a State normal school to be located at some point within the bounds of the Twenty-ninth Senatorial District of the State of Texas, such point to be hereafter designated, to be known as the Northwest Texas Normal School, making appropriations for the necessary buildings and grounds, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. There shall be established at some place within the boundaries of the Twenty-ninth Senatorial District of the State of Texas, such place to be determined and situated in the manner and by the means hereinafter provided for a State normal school to be known as the Northwest Texas Normal School.

Sec. 2. That as soon as practicable after the passage of this act, the Governor of the State of Texas shall appoint a commission composed of seven persons, residents of the State of Texas, but none of whom shall reside north of the Texas and Pacific Railroad, by and with the advice and consent of the Senate, whose duty it shall be to select a site for said normal school, and to obtain the title to the same as cheaply as possible, provided the lasting advantages of such school shall thereby be conserved; such board or commission may take into consideration any donations of money, lands or other property which may be tendered as an inducement to have said school established at any point within said Senatorial district, and may consider the donation of any building or buildings which may be already erected in which to conduct said school, provided that the site may be as good and permanently advantageous by the acceptance of such donated lands, money or buildings; and provided, further, that such commission shall take into consideration the accessibility of such location by rail, and shall also consider the climatic advantages and the quality and quantity of water supply and drainage, as well also

as the healthfulness, moral and social environments and influences and all other facts and circumstances affecting the suitability of the site in question as a location for said school; said locating commission shall receive out of the amount hereinafter appropriated all of their necessary traveling expenses and other expenses incurred in the discharge of their duty and the sum of \$5 each per day for each day they are actually engaged in making said location, not to exceed thirty days; provided further, that when said commission shall have selected said site and its report of such situation shall have been delivered to the Governor as hereinafter provided for, its powers and duties shall cease to exist, and the management, control and direction shall be and is hereby vested in the State Board of Education of the State of Texas.

Sec. 3. As soon as practicable after said commission shall have agreed on the place for the location of said normal school they shall prepare and forward to the Governor of the State, their written report of such location, together with deeds of conveyance to the State of Texas of any real property, with abstract of title showing valid title thereto, donated to said normal and any and all monies or other property which may have been donated in consideration of the location of such school, together also with such bonds or other written obligations, the property of the State of Texas, given or promised in consideration for the location of said school.

Sec. 4. The decision of said commission as to the place of location of said school, and its agreements with reference to donations of property, money or buildings, shall be final and not subject to revision by any power or tribunal provided that said school shall not be established at such place until the title to any real property which may be given to the State of Texas, on which to establish said school shall be legally vested in the State of Texas, such title to be approved by the Attorney General; and provided, further, that any and all sums of money donated must have been either paid to the State Treasurer to be by him kept until expended by the State Board of Education, or be evidenced by good and sufficient bonds to be approved by the State Treasurer, payable and conditioned at the pleasure and under the direction of said commission.

Sec. 5. As soon as said commission has selected said location and has made its report to the Governor, said report

and all deeds, bonds, monies and papers, shall be by him delivered forthwith to the State Board of Education, whose duty it will be to erect and equip the necessary buildings and grounds for said school as in their judgment may be necessary for the operation and conduct of said school, such buildings to be of such capacity and architectural design as said Board of Education may deem necessary and proper, to be equipped with modern heating and lighting appliances, and to have installed therein such school furniture and demonstrative apparatus as is necessary to the proper conduct of said school and to fence and beautify the grounds of said school to such an extent as to said board may seem proper.

Sec. 6. This Board of Education shall have the same power and control as to the admission of the pupils of said Northwest Texas Normal School as it has to the admission of pupils to the Sam Houston Normal Institute, the Denton Normal and the Southwest Texas Normal School.

Sec. 7. The State Board of Education shall appoint a local board of three trustees for the said Northwest Texas Normal School, who shall perform such duties as may be required by the State Board of Education, and such other duties as are required by law of the local board of the Sam Houston Normal Institute, and shall receive the same compensation; and the State Board of Education shall exercise all the powers and control over the Northwest Texas Normal School that said board is authorized by law to exercise over the Sam Houston Normal Institute, and the salaries of the teachers shall never exceed what is allowed by law for teachers in the Sam Houston Normal Institute.

Sec. 8. As soon as the necessary buildings have been erected and equipped as herein provided for said Northwest Texas Normal School are ready for occupancy the Board of Education shall make such fact known in such manner as to it may seem proper and effective, and shall proceed at once to open and organize said school by the employment of the necessary number of teachers and the number of teachers may be increased by said board from time to time as the increased attendance may demand; provided, that at no time shall any debt be incurred by said board in excess of the money appropriated for the purposes of this act and for the support and maintenance of said school.

Sec. 9. The sum of \$75,000 is hereby appropriated out of the general revenue,

\$60,000 of which (or so much thereof as may be necessary) shall be for the purpose of paying the expense, mileage and per diem of the locating commission provided for in this act and the erection and equipment of the necessary buildings and grounds for said school, and \$15,000 (or so much thereof as may be necessary) for the running expenses of such institution after the completion and furnishing of said buildings.

Sec. 10. The money appropriated by this act may be drawn upon by the State Board of Education on vouchers audited by the said board and approved by the Governor, and on filing such vouchers with the Comptroller he shall draw his warrant on the State Treasurer for the amount in favor of said board; provided, that the money necessary to be drawn with which to pay the expenses and per diem of such commission may be drawn in the manner above indicated, and in such sums and at such times as the Governor may think proper and necessary in defraying the expenses of said commission.

Sec. 11. The fact that there is no normal school in the Twenty-ninth Senatorial District of Texas, commonly known as the "Panhandle" of Texas, and the fact that students must now travel hundreds of miles in order to reach any of the normals mentioned in this act, and the further fact that the territory in which said normal school is to be located is rapidly being settled up increasing the demand for educational facilities, creates an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect and be in force from and after its passage, and it is so enacted.

(Senator Alexander in the chair.)

The substitute amendment was lost, by the following vote:

Yeas—6.

Harper.	Paulus.
Hayter.	Perkins.
Kellie.	Veale.

Nays—16.

Adams.	Mayfield.
Alexander.	Meachum.
Bryan.	Peeler.
Cofer.	Stokes.
Greer.	Terrell of McLennan.
Holsey.	Ward.
Hudspeth.	Watson.
Masterson.	Willacy.

	Absent.
Brachfield.	Sturgeon.
Murray.	Terrell of Bowie.
Real.	Thomas.
Senter.	Weinert.

Hume. Absent—Excused.

Senator Hudspeth offered the following amendment, which was read and adopted:

Amend the bill by striking out "the general agent of the conference of education of Texas" in Section 2, and insert in lieu thereof the following: "The Lieutenant Governor of Texas."

Senator Hudspeth offered the following amendment, which was read and adopted:

Amend the bill by adding at the end of Section 2 the following: "Provided, that no member of this board shall be eligible to vote for any town or city in this State for location of this normal wherein said member may have resided or owned property for as long as ten years prior to taking effect of this act."

Senator Meachum offered the following amendment, which was read and adopted:

Amend the bill by adding immediately after Section 14 a new Section, to be known as Section 14a, and to read as follows:

"Section 14a. The provisions of this act and the appropriation herein provided for, shall not become effective unless and until such city or town wherein said West Texas Normal College is to be located shall donate to the State of Texas such sum or sums as in the opinion of the committee herein appointed may be necessary to purchase the grounds for the establishment of said West Texas Normal College, and in the event of their failure so to do, this act and the provisions hereof shall be of no further force or effect and shall be void, except the appropriation to pay the expenses of the Committee herein provided for to locate said college."

Bill read second time, and passed to a third reading.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—23.

Adams.	Cofer.
Alexander.	Greer.
Bryan.	Harper.

Hayter.	Paulus.
Holsey.	Peeler.
Hudspeth.	Perkins.
Hume.	Senter.
Kellie.	Stokes.
Masterson.	Terrell of Bowie.
Mayfield.	Ward.
Meachum.	Watson.
Murray.	

Nays—1.

Veale.

Absent.

Brachfield.	Thomas.
Real.	Weinert.
Sturgeon.	Willacy.
Terrell of McLennan.	

The bill was read third time, and passed.

Senator Bryan moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 24.

The Chair laid before the Senate, as regular order,

House bill No. 24, A bill to be entitled "An Act to amend Article 845a of Chapter 11, Title 17 of the Penal Code of the State of Texas, as enacted by the Twenty-sixth Legislature of the State of Texas, and printed in the General Laws of the Regular Session of that Legislature, on page 318 thereof, prescribing the punishment for the crime of burglary of a private residence at night, so as to provide that such punishment may be by death."

The committee report, with amendments, was adopted, on motion of Senator Watson.

Senator Watson offered the following amendment, which was read and adopted:

Amend the bill, page 2, by striking out all of lines 26 and 27, and insert in lieu thereof the following: "-fined by Article 839a of the Penal Code, shall be by imprisonment in the penitentiary for any term of years, not less than five years, provided,"

Senator Hayter offered the following amendment, which was read and adopted:

Amend the committee amendment to bill by striking out after the word "page," on page 2, line 23, the following figures "21," and insert in lieu thereof the figure "1."

Senator Terrell of Bowie offered the following amendment:

Amend the bill by striking out the words "or by death," in line 32, page 2.

TERRELL of Bowie,
COFER.

Senator Watson moved to table the amendment.

The motion to table was lost by the following vote:

Yeas—9.

Alexander.	Peeler.
Harper.	Perkins.
Hayter.	Senter.
Mayfield.	Watson.
Meachum.	

Nays—13.

Adams.	Terrell of Bowie.
Cofer.	Terrell of
Holsey.	McLennan.
Hume.	Thomas.
Murray.	Veale.
Real.	Ward.
Stokes.	Weinert.

Absent.

Brachfield.	Masterson.
Bryan.	Paulus.
Greer.	Sturgeon.
Hudspeth.	Willacy.
Kellie.	

The amendment was then adopted by the following vote:

Yeas—12.

Adams.	Real.
Bryan.	Stokes.
Cofer.	Terrell of Bowie.
Holsey.	Thomas.
Hume.	Ward.
Murray.	Weinert.

Nays—10.

Alexander.	Peeler.
Harper.	Perkins.
Hayter.	Senter.
Mayfield.	Terrell of McLennan.
Meachum.	Watson.

Absent.

Brachfield.	Paulus.
Greer.	Sturgeon.
Hudspeth.	Veale.
Kellie.	Willacy.
Masterson.	

Senator Terrell of Bowie moved to reconsider the vote by which the amendment was adopted, and lay that motion on the table.

The motion to table prevailed.

RECESS.

Senator Veale moved that the Senate recess until 8:30 tonight.

The motion was adopted.

AFTER RECESS—NIGHT SESSION.

The Senate was called to order by President Pro Tem. Terrell.

CONSIDERATION OF LOCAL BILLS.

Under the resolution, previously adopted, the Senate proceeded to the consideration of local bills only.

SENATE BILL NO. 252.

The Chair laid before the Senate, on second reading, on motion of Senator Adams,

Senate bill No. 252, A bill to be entitled "An Act to grant unto the United States of America a section of land in El Paso county, Texas, and to validate the patent issued thereon, and declaring an emergency."

(Lieutenant Governor Davidson in the chair.)

Bill read second time, and ordered engrossed.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—22.

Adams.	Paulus.
Alexander.	Peeler.
Cofer.	Perkins.
Harper.	Real.
Hayter.	Senter.
Holsey.	Terrell of Bowie.
Hudspeth.	Terrell of McLennan.
Hume.	Veale.
Kellie.	Ward.
Meachum.	Watson.
Murray.	Weinert.

Absent.

Brachfield.	Stokes.
Bryan.	Sturgeon.
Greer.	Thomas.
Masterson.	Willacy.
Mayfield.	

The bill was read third time, and passed by the following vote:

Yeas—21.

Adams.	Peeler.
Alexander.	Perkins.
Cofer.	Real.
Hayter.	Senter.
Holsey.	Terrell of Bowie.
Hudspeth.	Terrell of McLennan.
Hume.	Veale.
Kellie.	Ward.
Meachum.	Watson.
Murray.	Weinert.
Paulus.	

Nays—1.

Harper.

Absent.

Brachfield.	Stokes.
Bryan.	Sturgeon.
Greer.	Thomas.
Masterson.	Willacy.
Mayfield.	

Senator Hudspeth moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 315.

The Chair laid before the Senate, on second reading, on motion of Senator Alexander,

House bill No. 315, A bill to be entitled "An Act to fix the time of holding courts in the Forty-sixth Judicial District, and to repeal all laws in conflict therewith."

Bill read second time, and passed to third reading.

On motion of Senator Alexander, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—21.

Adams.	Paulus.
Alexander.	Peeler.
Cofer.	Perkins.
Harper.	Real.
Hayter.	Senter.
Holsey.	Terrell of Bowie.
Hudspeth.	Veale.
Hume.	Ward.
Kellie.	Watson.
Meachum.	Weinert.
Murray.	

Absent.

Brachfield.	Stokes.
Bryan.	Sturgeon.
Greer.	Terrell of McLennan.
Masterson.	Thomas.
Mayfield.	Willacy.

The bill was read third time, and passed by the following vote:

Yeas—21.

Adams.	Paulus.
Alexander.	Peeler.
Cofer.	Perkins.
Harper.	Real.
Hayter.	Senter.
Holsey.	Terrell of Bowie.
Hudspeth.	Veale.
Hume.	Ward.
Kellie.	Watson.
Meachum.	Weinert.
Murray.	

Absent.

Brachfield.	Stokes.
Bryan.	Sturgeon.
Greer.	Terrell of McLennan.
Masterson.	Thomas.
Mayfield.	Willacy.

Senator Alexander moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 106.

The Chair laid before the Senate, on second reading, on motion of Senator Cofer,

Senate bill No. 106, A bill to be entitled "An Act to reorganize the Fifteenth and Fifty-ninth Judicial Districts of Texas; to create the Sixty-ninth Judicial District of Texas; to name the counties composing each of said districts; to prescribe the time of holding the terms of the district court for each of said districts, to change the criminal jurisdiction of the county court of Grayson county by taking away such jurisdiction from said county court and conferring the same on the district court of the Sixty-ninth Judicial District; to provide for the extension and return of process issued out of said court, empowering the judge of the Sixty-ninth Judicial District to empanel the grand jury for Grayson county, and giving authority to the judge of either the Fifteenth or the Sixty-ninth Judicial District for Grayson county to transfer cases from their respective courts to the other of said courts; to validate all writs, process and bonds, civil and criminal, issued or executed up to the time this act takes effect by or from the district courts from the several counties named in this act, and by or from the county court of Grayson county; to provide for the

transfer of all cases on the docket of the Fifty-ninth Judicial District for Grayson county in the Sixty-ninth Judicial District, and to provide for the appointment of a district judge for the Sixty-ninth Judicial District of Texas; providing for the present judges of the Fifteenth and Fifty-ninth Judicial Districts to continue to hold their offices for the term for which they were elected, and providing an emergency."

The question on the bill was the committee report, which recommended a substitute bill.

Pending discussion on the bill,

Senator Harper made the point of order on the bill, contending that the bill was not a local bill.

The Chair sustained the point of order.

SENATE BILL NO. 260.

The Chair laid before the Senate, on second reading, on motion of Senator Harper,

Senate bill No. 260, A bill to be entitled "An Act to amend Sections 2, 12, 13 and 15 of an act creating the Lubbock Independent School District, and declaring an emergency."

On motion of Senator Harper, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and ordered engrossed.

On motion of Senator Harper, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Adams.	Murray.
Alexander.	Paulus.
Brachfield.	Peeler.
Bryan.	Perkins.
Cofer.	Real.
Harper.	Senter.
Hayter.	Terrell of Bowie.
Holsey.	Terrell of McLennan.
Hudspeth.	Veale.
Hume.	Ward.
Kellie.	Watson.
Meachum.	Weinert.

Absent.

Greer.	Sturgeon.
Masterson.	Thomas.
Mayfield.	Willacy.
Stokes.	

The bill was read third time, and passed by the following vote:

Yeas—24.

Adams.	Murray.
Alexander.	Paulus.
Brachfield.	Peeler.
Bryan.	Perkins.
Cofer.	Real.
Harper.	Senter.
Hayter.	Terrell of Bowie.
Holsey.	Terrell of McLennan.
Hudspeth.	Veale.
Hume.	Ward.
Kellie.	Watson.
Meachum.	Weinert.

Absent.

Greer.	Sturgeon.
Masterson.	Thomas.
Mayfield.	Willacy.
Stokes.	

Senator Harper moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 239.

The Chair laid before the Senate, on second reading, on motion of Senator Hudspeth,

Senate bill No. 239, A bill to be entitled "An Act to confer upon the county court of Concho county the civil and criminal jurisdiction belonging to said court under the Constitution and general statutes of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to said change; to fix the time of holding court, and to repeal all laws in conflict with this act, and declaring an emergency."

On motion of Senator Hudspeth, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report) by the following vote:

Yeas—24.

Adams.	Murray.
Alexander.	Paulus.
Brachfield.	Peeler.
Bryan.	Perkins.
Cofer.	Real.
Harper.	Senter.
Hayter.	Terrell of Bowie.
Holsey.	Terrell of McLennan.
Hudspeth.	Veale.
Hume.	Ward.
Kellie.	Watson.
Meachum.	Weinert.

Absent.

Greer.	Sturgeon.
Masterson.	Thomas.
Mayfield.	Willacy.
Stokes.	

On motion of Senator Hudspeth, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and ordered engrossed.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—23.

Adams.	Paulus.
Alexander.	Peeler.
Bryan.	Perkins.
Cofer.	Real.
Harper.	Senter.
Hayter.	Terrell of Bowie.
Holsey.	Terrell of McLennan.
Hudspeth.	Veale.
Hume.	Ward.
Kellie.	Watson.
Meachum.	Weinert.
Murray.	

Absent.

Brachfield.	Stokes.
Greer.	Sturgeon.
Masterson.	Thomas.
Mayfield.	Willacy.

The bill was read third time, and passed by the following vote:

Yeas—24.

Adams.	Murray.
Alexander.	Paulus.
Bryan.	Peeler.
Greer.	Perkins.
Harper.	Real.
Hayter.	Senter.
Holsey.	Terrell of Bowie.
Hudspeth.	Terrell of McLennan.
Hume.	Veale.
Kellie.	Ward.
Mayfield.	Watson.
Meachum.	Weinert.

Absent.

Brachfield.	Sturgeon.
Cofer.	Thomas.
Masterson.	Willacy.
Stokes.	

Senator Adams moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 15.

The Chair laid before the Senate, on second reading, on motion of Senator Kellie,

House bill No. 15, A bill to be entitled "An Act to confer upon the county court of San Augustine county the civil and criminal jurisdiction heretofore belonging to said court under the Constitution and general statutes of the State of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to such change; to fix the time of holding court; to repeal all laws and parts of laws in conflict with this act, and declaring an emergency."

On motion of Senator Kellie, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to third reading.

On motion of Senator Kellie, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Adams.	Murray.
Alexander.	Paulus.
Bryan.	Peeler.
Cofer.	Perkins.
Harper.	Real.
Hayter.	Senter.
Holsey.	Terrell of Bowie.
Hudspeth.	Terrell of McLennan.
Hume.	Veale.
Kellie.	Ward.
Mayfield.	Watson.
Meachum.	Weinert.

Absent.

Brachfield.	Sturgeon.
Greer.	Thomas.
Masterson.	Willacy.
Stokes.	

The bill was read third time and passed by the following vote:

Yeas—25.

Adams.	Kellie.
Alexander.	Mayfield.
Brachfield.	Meachum.
Bryan.	Murray.
Cofer.	Paulus.
Harper.	Peeler.
Hayter.	Perkins.
Holsey.	Real.
Hudspeth.	Senter.
Hume.	Terrell of Bowie.

Terrell of McLennan. Veale.	Ward. Watson. Weinert.
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Absent.

Greer. Masterson. Stokes.	Sturgeon. Thomas. Willacy.
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Senator Kellie moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 321.

The Chair laid before the Senate, on second reading, on motion of Senator Meachum,

House bill No. 321, A bill to be entitled "An Act to create a more efficient road system for Polk county, Texas."

On motion of Senator Meachum, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to third reading.

On motion of Senator Meachum, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Adams. Alexander. Brachfield. Bryan. Cofer. Harper. Hayter. Holsey. Hudspeth. Hume. Kellie. Mayfield. Meachum.	Murray. Paulus. Peeler. Perkins. Real. Senter. Terrell of Bowie. Terrell of McLennan. Veale. Ward. Watson. Weinert.
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Absent.

Greer. Masterson. Stokes.	Sturgeon. Thomas. Willacy.
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The bill was read third time, and passed by the following vote:

Yeas—25.

Adams. Alexander. Brachfield. Bryan. Cofer. Harper.	Hayter. Holsey. Hudspeth. Hume. Kellie. Mayfield.
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Meachum. Murray. Paulus. Peeler. Perkins. Real. Senter.	Terrell of Bowie. Terrell of McLennan. Veale. Ward. Watson. Weinert.
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Absent.

Greer. Masterson. Stokes.

Sturgeon. Thomas. Willacy.

Senator Meachum moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 370.

The Chair laid before the Senate, on second reading, on motion of Senator Murray,

House bill No. 370, A bill to be entitled "An Act to amend Chapter 72, page 172, Acts of the Twenty-seventh Legislature, being an act entitled 'An Act to create a more efficient road system for Karnes county, Texas, and making the county commissioners of said county ex-officio road commissioners; and prescribing their duties as such and providing for their compensation as such road commissioners; and providing for the working of county convicts upon the public roads of said county; providing for commutation of time for good behavior and good service, and providing for a reward to be offered for the recapture of an escaped convict and taxing said reward and all actual expenses of capture and delivery of said convict against said convict; and providing for a penalty for the escape of a county convict; and providing for the amount of compensation in road time to be allowed by overseers to road hands for teams, plows, scrapers and wagons; and providing for the condemnation of land for public road purposes; and providing for the character of work that road commissioners may require of overseers and hands; and providing further, making this law cumulative of the general laws, and in case of conflict this act to govern as to Karnes county, Texas, so as to provide that each county commissioner when acting as road commissioner and performing the duties imposed upon him by the commissioners court shall receive \$3.00 a day for services actually performed; provided, said sum to be paid him shall not exceed \$25 a quarter."

On motion of Senator Murray, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to third reading.

On motion of Senator Murray, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—23.

Adams.	Paulus.
Alexander.	Peeler.
Brachfield.	Perkins.
Cofer.	Real.
Harper.	Senter.
Hayter.	Terrell of Bowie.
Holsey.	Terrell of McLennan.
Hudspeth.	Veale.
Hume.	Ward.
Kellie.	Watson.
Meachum.	Weinert.
Murray.	

Absent.

Bryan.	Stokes.
Greer.	Sturgeon.
Masterson.	Thomas.
Mayfield.	Willacy.

The bill was read third time, and passed by the following vote:

Yeas—22.

Adams.	Murray.
Alexander.	Paulus.
Brachfield.	Peeler.
Cofer.	Perkins.
Harper.	Real.
Hayter.	Senter.
Holsey.	Terrell of McLennan.
Hudspeth.	Veale.
Hume.	Ward.
Kellie.	Watson.
Meachum.	Weinert.

Absent.

Bryan.	Sturgeon.
Greer.	Terrell of Bowie.
Masterson.	Thomas.
Mayfield.	Willacy.
Stokes.	

Senator Murray moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 259.

The Chair laid before the Senate, on second reading, on motion of Senator Peeler,

Senate bill No. 259, A bill to be entitled "An Act to incorporate the Wichita Falls Independent School District, to authorize the election of trustees, the issuance of bonds," etc.

On motion of Senator Peeler, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and ordered engrossed.

On motion of Senator Peeler, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Adams.	Murray.
Alexander.	Paulus.
Brachfield.	Peeler.
Cofer.	Perkins.
Harper.	Real.
Hayter.	Senter.
Holsey.	Terrell of Bowie.
Hudspeth.	Terrell of McLennan.
Hume.	Veale.
Kellie.	Ward.
Mayfield.	Watson.
Meachum.	Weinert.

Absent.

Bryan.	Sturgeon.
Greer.	Thomas.
Masterson.	Willacy.
Stokes.	

The bill was read third time, and passed by the following vote:

Yeas—21.

Adams.	Murray.
Alexander.	Paulus.
Brachfield.	Peeler.
Cofer.	Perkins.
Harper.	Real.
Hayter.	Senter.
Holsey.	Terrell of Bowie.
Hudspeth.	Veale.
Hume.	Ward.
Mayfield.	Watson.
Meachum.	

Absent.

Bryan.	Sturgeon.
Greer.	Terrell of McLennan.
Kellie.	Thomas.
Masterson.	Weinert.
Stokes.	Willacy.

Senator Peeler moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 277.

The Chair laid before the Senate, on second reading, on motion of Senator Real,

Senate bill No. 277, A bill to be entitled "An Act to amend Senate bill No. 35, an act of the Thirty-first Legislature, and approved by the Governor on the 20th day of February, A. D. 1909, to read as follows: To exempt the counties of Val Verde, Medina, Terrell, Jeff Davis, Jackson, Hidalgo, Bandera, Van Zandt, Mitchell, Ward, Rains, Erath, Crosby, Kaufman and Bexar from the provisions and operations of Articles 5002 to 5042, inclusive, of Chapter 6, Title 102 of the Revised Civil Statutes of 1895, amended by the Acts of the Twenty-eighth and Twenty-ninth Legislatures, relating to the inspection of hides and animals, and repealing all laws in conflict therewith, and declaring an emergency."

Senator Greer objected to the consideration of the bill on account of it not being a local bill.

The chair sustained the objection.

SENATE BILL NO. 296.

Senator Terrell of Bowie called up Senate bill No. 296.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its second reading by the following vote:

Yeas—24.

Adams.	Paulus.
Alexander.	Peeler.
Bryan.	Perkins.
Harper.	Real.
Hayter.	Senter.
Holsey.	Sturgeon.
Hudspeth.	Terrell of McLennan.
Hume.	Thomas.
Kellie.	Veale.
Mayfield.	Ward.
Meachum.	Watson.
Murray.	Weinert.

Absent.

Brachfield.	Stokes.
Cofer.	Terrell of Bowie.
Greer.	Willacy.
Masterson.	

The Chair laid before the Senate, on second reading, Senate bill No. 296 (see Bills and Resolutions for caption).

On motion of Senator Hudspeth, the Senate rule requiring committee reports

to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report) by the following vote:

Yeas—24.

Adams.	Paulus.
Alexander.	Peeler.
Bryan.	Perkins.
Harper.	Real.
Hayter.	Senter.
Holsey.	Sturgeon.
Hudspeth.	Terrell of Bowie.
Hume.	Thomas.
Kellie.	Veale.
Mayfield.	Ward.
Meachum.	Watson.
Murray.	Weinert.

Absent.

Brachfield.	Stokes.
Cofer.	Terrell of McLennan.
Greer.	Willacy.
Masterson.	

Bill read second time, and ordered engrossed.

On motion of Senator Hudspeth, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—23.

Adams.	Paulus.
Alexander.	Peeler.
Bryan.	Perkins.
Harper.	Real.
Hayter.	Senter.
Holsey.	Sturgeon.
Hudspeth.	Terrell of Bowie.
Hume.	Veale.
Kellie.	Ward.
Mayfield.	Watson.
Meachum.	Weinert.
Murray.	

Absent.

Brachfield.	Stokes.
Cofer.	Terrell of McLennan.
Greer.	Thomas.
Masterson.	Willacy.

The bill was read third time, and passed by the following vote:

Yeas—24.

Adams.	Hudspeth.
Alexander.	Hume.
Bryan.	Kellie.
Greer.	Mayfield.
Harper.	Meachum.
Hayter.	Murray.
Holsey.	Paulus.

Peeler.	Terrell of Bowie.
Perkins.	Veale.
Real.	Ward.
Senter.	Watson.
Sturgeon.	Weinert.

Absent.

Brachfield.	Terrell of McLennan.
Cofer.	Thomas.
Masterson.	Willacy.
Stokes.	

Senator Hudspeth moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 100.

The Chair laid before the Senate, on second reading, on motion of Senator Veale,

House bill No. 100, A bill to be entitled "An Act to amend Article 4785a, Chapter 6, Title 97 of the Revised Statutes of the State of Texas, 1895, so as to leave Jack county out of the list of counties exempted."

On motion of Senator Veale, the committee report, which provided that the bill be not printed, was adopted.

Senator Veale offered the following amendment, which was read and adopted.

Amend the bill by adding Section 2, as follows:

"The fact that there now exists no adequate law authorizing the appointment of a road superintendent of public roads in Jack county and the urgent need of such officer, creates an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act shall take effect from and after its passage, and it is so enacted."

Senator Veale offered the following amendment, which was read and adopted:

Amend by adding to the caption the words, "and declaring an emergency."

Bill read second time, and passed to third reading.

On motion of Senator Veale, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—24.

Adams.	Greer.
Alexander.	Harper.
Bryan.	Hayter.
Cofer.	Holsey.

Hudspeth.	Real.
Hume.	Senter.
Kellie.	Sturgeon.
Mayfield.	Terrell of Bowie.
Meachum.	Terrell of McLennan.
Murray.	Veale.
Paulus.	Ward.
Peeler.	Watson.

Absent.

Brachfield.	Thomas.
Masterson.	Weinert.
Perkins.	Willacy.
Stokes.	

The bill was read third time, and passed by the following vote:

Yeas—26.

Adams.	Murray.
Alexander.	Paulus.
Bryan.	Peeler.
Cofer.	Perkins.
Greer.	Real.
Harper.	Senter.
Hayter.	Sturgeon.
Holsey.	Terrell of Bowie.
Hudspeth.	Terrell of McLennan.
Hume.	Veale.
Kellie.	Ward.
Mayfield.	Watson.
Meachum.	Weinert.

Absent.

Brachfield.	Thomas.
Masterson.	Willacy.
Stokes.	

Senator Veale moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE BILL NO. 297.

Senator Watson called up Senate bill No. 297.

On motion of Senator Watson, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its second reading by the following vote:

Yeas—26.

Adams.	Hudspeth.
Alexander.	Hume.
Bryan.	Kellie.
Cofer.	Mayfield.
Greer.	Meachum.
Harper.	Murray.
Hayter.	Paulus.
Holsey.	Peeler.

Perkins.	Terrell of McLennan.
Real.	Veale.
Senter.	Ward.
Sturgeon.	Watson.
Terrell of Bowie.	Weinert.

Absent.

Brachfield.	Thomas.
Masterson.	Willacy.
Stokes.	

The Chair laid before the Senate, on second reading,

Senate bill No. 297 (see Bills and Resolutions for caption).

On motion of Senator Watson, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report) by the following vote:

Yeas—25.

Adams.	Murray.
Alexander.	Paulus.
Bryan.	Peeler.
Cofer.	Perkins.
Greer.	Real.
Harper.	Senter.
Hayter.	Sturgeon.
Holsey.	Terrell of Bowie.
Hudspeth.	Veale.
Hume.	Ward.
Kellie.	Watson.
Mayfield.	Weinert.
Meachum.	

Absent.

Brachfield.	Terrell of McLennan.
Masterson.	Thomas.
Stokes.	Willacy.

On motion of Senator Watson, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and ordered engrossed.

On motion of Senator Watson, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Adams.	Kellie.
Alexander.	Mayfield.
Bryan.	Meachum.
Cofer.	Murray.
Greer.	Paulus.
Harper.	Peeler.
Hayter.	Perkins.
Holsey.	Real.
Hudspeth.	Senter.
Hume.	Sturgeon.

Terrell of Bowie.	Ward.
Terrell of McLennan.	Watson.
Veale.	Weinert.

Absent.

Brachfield.	Thomas.
Masterson.	Willacy.
Stokes.	

The bill was read third time, and passed by the following vote:

Yeas—26.

Adams.	Murray.
Alexander.	Paulus.
Bryan.	Peeler.
Cofer.	Perkins.
Greer.	Real.
Harper.	Senter.
Hayter.	Sturgeon.
Holsey.	Terrell of Bowie.
Hudspeth.	Terrell of McLennan.
Hume.	Veale.
Kellie.	Ward.
Mayfield.	Watson.
Meachum.	Weinert.

Absent.

Brachfield.	Thomas.
Masterson.	Willacy.
Stokes.	

Senator Watson moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 349.

The Chair laid before the Senate, on second reading, on motion of Senator Weinert,

House bill No. 349, A bill to be entitled "An Act to create the Martindale Independent School District, and declaring an emergency."

On motion of Senator Weinert, the Senate rule requiring committee reports to lie over for one day was suspended, for the purpose of considering this bill (see Appendix for committee report) by the following vote:

Yeas—25.

Adams.	Hume.
Alexander.	Kellie.
Bryan.	Mayfield.
Cofer.	Meachum.
Greer.	Murray.
Harper.	Paulus.
Hayter.	Peeler.
Holsey.	Perkins.
Hudspeth.	Real.

Senter. Veale.
Sturgeon. Watson.
Terrell of Bowie. Weinert.
Terrell of McLennan.

Absent.

Brachfield. Thomas.
Masterson. Ward.
Stokes. Willacy.

On motion of Senator Weinert, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to a third reading.

On motion of Senator Weinert, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Alexander.	Paulus.
Bryan.	Peeler.
Cofer.	Perkins.
Greer.	Real.
Harper.	Senter.
Hayter.	Sturgeon.
Holsey.	Terrell of Bowie.
Hudspeth.	Terrell of McLennan.
Hume.	Veale.
Kellie.	Ward.
Mayfield.	Watson.
Meachum.	Weinert.
Murray.	

Absent.

Adams. Stokes.
Brachfield. Thomas.
Masterson. Willacy.

The bill was read third time, and passed by the following vote:

Yeas—26.

Adams.	Murray.
Alexander.	Paulus.
Bryan.	Peeler.
Cofer.	Perkins.
Greer.	Real.
Harper.	Senter.
Hayter.	Sturgeon.
Holsey.	Terrell of Bowie.
Hudspeth.	Terrell of McLennan.
Hume.	Veale.
Kellie.	Ward.
Mayfield.	Watson.
Meachum.	Weinert.

Absent.

Brachfield. Thomas.
Masterson. Willacy.
Stokes.

Senator Weinert moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 316.

The Chair laid before the Senate, on second reading, on motion of Senator Terrell of McLennan, who had been passed,

House bill No. 316, A bill to be entitled "An Act to restore civil jurisdiction of the county court of Henderson county, and to repeal so much as applies to Henderson county of the act approved February 25, 1881, entitled 'An Act to diminish the civil and criminal jurisdiction of the county court of Henderson, Parker, Lampasas, Blanco, Bexar, Kimble, Nueces, Gillespie, Kendall, Uvalde, Wheeler, Oldham, Bandera, Wharton, McMullen, Medina, Frio, Dimmit, La Salle, Hidalgo, Starr, Zapata, Duval and Burnet counties and to conform the jurisdiction of the district, and justices' courts of said counties to such change, to provide for the transfer of certain causes now pending, to define the jurisdiction of said county court, and declaring an emergency."

On motion of Senator Terrell of McLennan, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to third reading.

On motion of Senator Terrell of McLennan, the constitutional rule requiring bills to be read on three several days was suspended and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Adams.	Murray.
Alexander.	Paulus.
Bryan.	Peeler.
Cofer.	Perkins.
Greer.	Real.
Harper.	Sturgeon.
Hayter.	Terrell of Bowie.
Holsey.	Terrell of McLennan.
Hudspeth.	Veale.
Hume.	Ward.
Kellie.	Watson.
Mayfield.	Weinert.
Meachum.	

Absent.

Brachfield. Stokes.
Masterson. Thomas.
Senter. Willacy.

The bill was read third time, and passed by the following vote:

Yeas—25.

Adams.	Murray.
Alexander.	Paulus.
Bryan.	Peeler.
Cofer.	Perkins.
Greer.	Real.
Harper.	Sturgeon.
Hayter.	Terrell of Bowie.
Holsey.	Terrell of McLennan.
Hudspeth.	Veale.
Hume.	Ward.
Kellie.	Watson.
Mayfield.	Weinert.
Meachum.	

Absent.

Brachfield.	Stokes.
Masterson.	Thomas.
Senter.	Willacy.

Senator Terrell of McLennan, moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 252.

The Chair laid before the Senate, on second reading, on motion of Senator Holsey, who had been passed,

House bill No. 252, A bill to be entitled "An Act to amend Chapter 5 of the Special Laws of the State of Texas, passed by the Twenty-ninth Legislature, entitled 'An Act to create a more efficient road system for Kaufman county, Texas, and making the county commissioners of said county ex-officio road commissioners, and prescribing their duties as such, and providing for their compensation as such road commissioners, and providing for the working of county convicts upon the public roads of said county, and providing for the amount of compensation in road time to be allowed by overseers to road hands for teams and road work, and providing for the condemnation of land for public road purposes, and relieving road hands from the performance of road work by the payment of the sum of \$3.00, and providing for elections for issuance of bonds for public road and bridge purposes, and providing for the issuance and sale of such bonds by the commissioners court of said county, and providing further, making this law cumulative of the general laws, and in case of conflict this act to govern as to Kaufman county, Texas, and fixing a penalty for the vio-

lation of this act, and repealing all laws in conflict with this act, and declaring an emergency,' by adding thereto Section 20a, providing a penalty for a failure to pay poll tax in Kaufman county, Texas, providing a method of collecting same, and declaring an emergency."

On motion of Senator Holsey, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to a third reading.

On motion of Senator Holsey, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Adams.	Murray.
Alexander.	Paulus.
Bryan.	Peeler.
Cofer.	Perkins.
Greer.	Real.
Harper.	Senter.
Hayter.	Sturgeon.
Holsey.	Terrell of Bowie.
Hudspeth.	Terrell of McLennan.
Hume.	Veale.
Kellie.	Ward.
Mayfield.	Watson.
Meachum.	Weinert.

Absent.

Brachfield.	Thomas.
Masterson.	Willacy.
Stokes.	

The bill was read third time, and passed by the following vote:

Yeas—26.

Adams.	Murray.
Alexander.	Paulus.
Bryan.	Peeler.
Cofer.	Perkins.
Greer.	Real.
Harper.	Senter.
Hayter.	Sturgeon.
Holsey.	Terrell of Bowie.
Hudspeth.	Terrell of McLennan.
Hume.	Veale.
Kellie.	Ward.
Mayfield.	Watson.
Meachum.	Weinert.

Absent.

Brachfield.	Thomas.
Masterson.	Willacy.
Stokes.	

Senator Holsey moved to reconsider

the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

SENATE JOINT RESOLUTION NO. 7.

On motion of Senator Meachum, the regular order of business (Senate bill No. 218) was suspended, and the Senate took up, out of its order, Senate Joint Resolution No. 7, by the following vote:

Yeas—25.

Adams.	Paulus.
Alexander.	Peeler.
Bryan.	Perkins.
Cofer.	Real.
Harper.	Senter.
Hayter.	Sturgeon.
Holsey.	Terrell of Bowie.
Hudspeth.	Terrell of
Hume.	McLennan.
Kellie.	Yeale.
Mayfield.	Ward.
Meachum.	Watson.
Murray.	Weinert.

Absent.

Brachfield.	Stokes.
Greer.	Thomas.
Masterson.	Willacy.

The Chair laid before the Senate, on third reading,

Senate Joint Resolution No. 7. To amend Section 51 of Article 3 of the Constitution of the State of Texas, as amended in 1903, so as to authorize the grant of aid in the establishment and maintenance of a home for the disabled and dependent wives and widows of Confederate soldiers and sailors and such women as aided the Confederacy, and making an appropriation.

The resolution was read third time, and passed by the following vote:

Yeas—24.

Adams.	Paulus.
Alexander.	Peeler.
Bryan.	Perkins.
Cofer.	Real.
Harper.	Senter.
Hayter.	Sturgeon.
Holsey.	Terrell of
Hudspeth.	McLennan.
Hume.	Yeale.
Kellie.	Ward.
Mayfield.	Watson.
Meachum.	Weinert.
Murray.	

Absent.

Brachfield.	Terrell of Bowie.
Greer.	Thomas.
Masterson.	Willacy.
Stokes.	

Senator Meachum moved to reconsider the vote by which the resolution was passed, and lay that motion on the table.

The motion to table prevailed.

HOUSE BILL NO. 412.

The Chair laid before the Senate, on second reading, on motion of Senator Mayfield,

House bill No. 412, A bill to be entitled "An Act to amend Section 6 of an act passed by the Twenty-seventh Legislature, as amended by the Twenty-eighth Legislature, as amended by the Thirtieth Legislature, creating a special road system for Coryell county, and declaring an emergency."

On motion of Senator Mayfield, the committee report, which provided that the bill be not printed, was adopted.

Bill read second time, and passed to third reading.

On motion of Senator Mayfield, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—26.

Adams.	Paulus.
Alexander.	Peeler.
Bryan.	Perkins.
Cofer.	Real.
Harper.	Senter.
Hayter.	Sturgeon.
Holsey.	Terrell of Bowie.
Hudspeth.	Terrell of McLennan.
Hume.	Thomas.
Kellie.	Yeale.
Mayfield.	Ward.
Meachum.	Watson.
Murray.	Weinert.

Absent.

Brachfield.	Stokes.
Greer.	Willacy.
Masterson.	

The bill was read third time, and passed by the following vote:

Yeas—25.

Alexander.	Cofer.
Bryan.	Harper.

Hayter.	Real.
Holsey.	Senter.
Hudspeth.	Sturgeon.
Hume.	Terrell of Bowie.
Kellie.	Terrell of McLennan.
Mayfield.	Thomas.
Meachum.	Veale.
Murray.	Ward.
Paulus.	Watson.
Peeler	Weinert.
Perkins.	

Absent.

Adams.	Masterson.
Brachfield.	Stokes.
Greer.	Willacy.

Senator Mayfield moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

BILL SIGNED.

The Chair (Lieutenant Governor Davidson) gave notice of signing, and did sign, in the presence of the Senate, after its caption had been read, the following bill:

Senate bill No. 3, "An Act to better regulate the assessment and collection of taxes in cities and towns which have heretofore abolished, or may hereafter abolish, their corporate existence."

COMMITTEE MEETINGS.

Senator Meachum here moved that the Senate set Friday apart for committee meetings.

The motion prevailed.

ADJOURNMENT.

On motion of Senator Terrell of McLennan, the Senate, at 10:35 o'clock p. m., adjourned until tomorrow morning at 10 o'clock.

APPENDIX.

COMMITTEE REPORTS.

(Floor Report.)

Austin, Texas, March 3, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: We, the undersigned members of your Judiciary Committee No. 2, to whom was referred

Senate bill No. 296, A bill to be entitled "An Act to amend Section 6 of Chapter 102 of the Acts of the Regular Session of the Twenty-sixth Legislature, entitled 'An Act to promote agriculture and stock raising and prohibit the hunting with firearms or dogs upon the enclosed or posted lands of another, in all counties within this State, not specially named as exempted from the provisions of this act, as amended by the Twenty-sixth Legislature, to provide penalties and declaring an emergency,'" Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed.

Harper, Chairman; Stokes, Greer, Watson, Senter, Hudspeth.

(Floor Report.)

Austin, Texas, March 3, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Judiciary No. 2, to whom was referred

House bill No. 229, A bill to be entitled "An Act to levy a tax of five hundred dollars (\$500) upon the occupation of selling cannon crackers or torpedoes, and permitting counties, cities and towns to levy an additional tax of one-half of the amount herein levied; defining the term 'cannon crackers,' and providing that nothing herein shall be construed to prohibit the sale of or place a tax on the sale of cartridges, combustible packages or explosives, commonly used for fire arms or artillery, mining, excavating earth or stone, scientific purposes, or for any public or private work, and declaring an emergency,"

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass and be not printed.

Harper, Chairman; Greer, Cofer, Stokes, Alexander, Watson.

(Floor Report.)

Austin, Texas, March 3, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Educational Affairs, to whom was referred

House bill No. 349, A bill to be entitled "An Act to create the Martindale Independent School District, and declaring an emergency,"

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed.

Alexander, Chairman; Harper, Veale, Meachum, Weinert, Real.

(Floor Report.)

Austin, Texas, March 3, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: We, the undersigned members of your Committee on Judicial Districts, to whom was referred

House bill No. 522, A bill to be entitled "An Act to amend Sections 1 and 2 of an act entitled 'An Act to reorganize the Forty-seventh Judicial District, and to create the Sixty-ninth Judicial District; to fix the time of holding court in said districts and to provide for the appointment of a district judge and district attorney in the said Sixty-ninth Judicial District, and declaring an emergency,'" "

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed.

Watson, Chairman; Harper, Peeler, Ward, Masterson.

(Floor Report.)

Austin, Texas, March 3, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: We, the undersigned members of your Committee on Judicial Districts, to whom was referred

House bill No. 15, A bill to be entitled "An Act to confer upon the county court of San Augustine county the civil and criminal jurisdiction heretofore belonging to said court under the constitution and general statutes of the State of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to such change; to fix the time of holding court; to repeal all laws and parts of laws in conflict with this act, and declaring an emergency," "

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed.

Watson, Chairman; Harper, Perkins, Terrell of Bowie, Masterson, Sturgeon, Willacy, Peeler, Ward.

(Floor Report.)

Austin, Texas, March 3, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: We, the undersigned members

of your Committee on Judicial Districts, to whom was referred

Senate bill No. 297, A bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the county court of Crockett county and the county court of Edwards county, to conform the jurisdiction of the district courts thereto and to repeal all laws in conflict therewith, and declaring an emergency," "

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass, and be not printed.

Watson, Chairman; Paulus, Peeler, Harper, Masterson, Willacy, Perkins, Sturgeon.

(Floor Report.)

Austin, Texas, March 3, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

Senate bill No. 239, A bill to be entitled "An Act to confer upon the county court of Concho county the civil and criminal jurisdiction belonging to said court under the Constitution and general statutes of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to said change; to fix the time of holding court, and to repeal all laws in conflict with this act, and declaring an emergency," "

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed.

Watson, Chairman; Hume, Peeler, Harper, Perkins, Paulus, Terrell of Bowie, Ward.

(Floor Report.)

Austin, Texas, March 2, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: We, the undersigned members of your Committee on Insurance, Statistics and History, to whom was referred

Senate bill No. 291, A bill to be entitled "An Act to authorize the incorporation of life, accident and health insurance companies and defining same; and to authorize such companies to transact business in the State of Texas; to authorize other like companies incorporated under the laws of other States, Territories and countries to transact business in this State; to regulate the business of such companies; to define the duties and powers of the Commissioner of Insurance and Banking, and

give to him authority to issue, suspend and revoke permits to such companies to transact business in this State, and to apply for the appointment of a receiver for such companies when they become impaired; defining the method of arriving at the value of personal property of such companies for purpose of State, county and municipal taxation, and exempting such companies from an occupation or gross receipts tax; to fix the situs of personal property of such companies for purpose of taxation; to permit the deposit of securities in the office of the State Treasurer; fixing venue of suits, and providing the method and manner of service of process; providing penalties for violation of the provisions of this act; repealing all laws in conflict herewith, and declaring an emergency,"

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed.

Hudspeth, Chairman; Watson, Terrell of McLennan, Stokes, Mayfield, Willacy.

Committee Room,

Austin, Texas, March 2, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 183, A bill to be entitled "An Act prohibiting nepotism, except with regard to the appointment or confirmation of appointment of notaries public or of one who for five years next preceding the date of such appointment shall have held the position, clerkship or employment or performed the duty to which he may be appointed; making it unlawful for any officer of this State, or for any officer of any district, county, city, precinct, school district or other municipal subdivision of this State, or for any officer or member of any State, district, county, city, school district or other municipal board or judge of any court, created by or under authority of any general or special law of this State, to appoint or to vote for or to confirm the appointment to any office, position, clerkship, employment or duty of any person related within the second degree by affinity or within the third degree by consanguinity to the person so appointing or so voting, or to any other member of any such board or court of which such person so appointing or voting may be a member, when the salary, fees, wages, pay or compensation of such appointee is to be

paid directly or indirectly out of or from public funds or fees of office; or to appoint or vote for the appointment or for confirmation of the appointment to any such office, position, clerkship, employment or duty of any person whose services are to be rendered under his direction or control, and to be paid for out of any such public funds or fees of office, and who is related by affinity within the second degree or by consanguinity within the third degree, to any other officer or person included within any of the provisions of this act, for or upon consideration in whole or in part, that such other officer or person has theretofore appointed or voted for the appointment or for the confirmation of the appointment or will thereafter appoint or vote for the appointment or for the confirmation of the appointment to any such office, position, clerkship, employment or duty of any person related within such prohibited degree of affinity or consanguinity, as the case may be, to such officer or other person making such appointment; prohibiting the approval of any account or the drawing of any warrant or order for or payment of any salary, fee, wages or compensation of such ineligible person; prescribing penalties for violation of this act and procedure for the enforcement of such penalties, prescribing venue in such cases; requiring district and county attorneys to assist the Attorney General, whenever he shall so direct, in quo warranto proceedings under this act; repealing all laws and parts of laws in conflict with any of the provisions of this act, and declaring an emergency,"

And find the same correctly engrossed.
WARD, Chairman.

Committee Room,

Austin, Texas, March 2, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 187, "An Act to ratify, approve and confirm a certain contract of lease between county of Galveston of the first part, Gulf, Colorado & Santa Fe Railway Company; Galveston, Houston & Henderson Railroad Company; Galveston, Harrisburg & San Antonio Railway Company of the second part, and Galveston-Houston Electric Railway Company of the third part, relating to the causeway and a certain memoranda of agreement executed by Galveston county,

Gulf, Colorado & Santa Fe Railway Company; Galveston, Houston & Henderson Railroad Company, and the Galveston, Harrisburg & San Antonio Railway Company, construing Articles 17 and 21 of said contract of lease, and to amend Section 8 of an act approved March 16, 1907, entitled 'An Act to authorize Galveston county to build and own the combination roadway and bridge from mainland to Galveston Island across Galveston Bay, to connect, as part of the roadways of the county on the island and mainland, and the county to issue bonds for same on taxation; also, establish three-mile limit and condemnation proceedings, and providing for the right of way; also to authorize all corporations contracting for right of way upon or use of said structure, to issue and sell bonds therefor, under the regulation and authority of the Railroad Commission, and to lease and authorize corporations, and the city of Galveston to lease right of easement of user of portion of said structure from such county on terms provided by this act and agreed on with the county commissioners court,' with an emergency clause,"

And find it correctly enrolled, and have this day, at 2:45 o'clock p. m., presented same to the Governor for his approval.

TERRELL of McLennan, Chairman.

Committee Room,
Austin, Texas, March 2, 1909.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate bill No. 49:

An Act to require common carriers engaged in moving commerce in the State of Texas to use locomotives which are equipped with ash pans that can be dumped or emptied and cleaned without the necessity of any employe going under such locomotive, and providing penalties for violations of the provisions of such act.

Be it enacted by the Legislature of the State of Texas:

Section 1. That on and after the first day of January, 1910, it shall be unlawful for any common carrier engaged in moving commerce in the State of Texas, by railroad, to use in moving such commerce in said State any locomotive not equipped with an ash pan

which can be dumped or emptied and cleaned without the necessity of any employe going under such locomotive.

Sec. 2. That any such common carrier using any locomotive in violation of the provisions of this act shall be liable to the State of Texas for a penalty of not less than \$100 and of not more than \$1000 for each offense, and such penalty shall be recovered and suit brought in the name of the State of Texas in any court of proper jurisdiction in Travis county, Texas; or in any county into or through which such carrier may be operating a line of railroad by the Attorney General or under his direction or by the county or district attorney in any such county. The rules of evidence in suits arising under this act shall be the same as in ordinary civil actions, and the same compensation shall be allowed to the attorney bringing such suit as is provided in Article 4577 of the Revised Statutes of the State of Texas.

Sec. 3. That the term "common carrier" as used in this act shall include the receiver or receivers, or other persons or corporations charged with the duty of managing and operating the business of a common carrier.

Sec. 4. That nothing contained in this act shall apply to any locomotive upon which by reason of the use of oil, electricity or other such agency an ash pan is not necessary,

And find it correctly enrolled, and have this day, at 2:45 o'clock p. m., presented same to the Governor for his approval.

TERRELL of McLennan, Chairman.

PETITIONS AND MEMORIALS.

By Senator Adams:

Memorial from Cattle Raisers' Association of Texas.

By Senator Cofer:

To Senator Robert E. Cofer:

We, the undersigned citizens of Cooke county, hereby express hearty approval of the Robertson anti-gambling bill now pending before the Legislature, and request you to give it your earnest support.

Numerously signed.

By Senator Veale:

Wichita Falls and Seymour, Texas,
February 27, 1909.

Hon. John W. Veale, Austin, Texas.

Dear Sir: I call your attention to

the following resolution passed by the Farmers' District Union of Wichita, Clay and Archer counties on Saturday, February 27, 1909:

Resolved by District Union of Wichita, Clay and Archer counties in convention assembled, That we are opposed to a repeal of the bucketshop law now on the statute book of Texas, and urge our representatives in the Legislature to uphold this law if an effort is made to repeal it.

Also a resolution opposing any change in law in reference to public weigher, believing the law as it now stands is the best that can be adopted.

Numerously signed.

By Senator Weinert:

Petition by executive committee of Farmers' Union of Guadalupe county opposing any change in the bucketshop law except to make it stronger.

By Senator Adams:

Resolved, That Joe D. Harrison Camp No. 1608 N. C. V., hereby request our Senator and Representatives to use their influence to have the pension law amended so as to expurge the pauper clause from same. Also to strike out the limit of residence in Texas so that all bona fide citizens of Texas who are otherwise eligible as a Confederate soldier, shall be entitled to the benefits of the law.

Resolved, That they also are hereby requested to use their influence to have the appropriation large enough to insure each pensioner at least \$8.00 per month; otherwise to have the entire law repealed.

Resolved, That the adjutant is hereby instructed to send a copy of these resolutions to our Senator and Representatives.

Numerously signed.

By Senator Cofer:

Protest against House bill No. 97, House bill No. 93, Senate bill No. 11, Senate bill No. 19, and particularly against Senate bill No. 9, prohibiting, practically, traveling sellers and venders of medicines.

E. A. Draper and many others.

By Senator Alexander:

To the Honorable State Senate of the State of Texas:

We, the undersigned citizens of Tarrant county, Texas, respectfully petition your honorable body to pass and give your indorsement to the bill relating to the breeding of live stock, which has

received the approval of the Texas Thoroughbred Association, inasmuch as we believe that such bill will tend to increase the breeding of fine live stock and encourage that industry throughout the State of Texas. And we further petition your honorable body to vote against the Robertson bill, which, in our judgment, would discourage and eventually destroy the breeding of fine live stock in Texas.

Numerously signed.

THIRTY-EIGHTH DAY.

Senate Chamber,
Austin, Texas,

Thursday, March 4, 1909.

Senate met pursuant to adjournment, Lieutenant Governor A. B. Davidson presiding.

Roll call, quorum present, the following Senators answering to their names:

Adams.	Murray.
Alexander.	Paulus.
Brachfield.	Peeler.
Bryan.	Perkins.
Cofer.	Real.
Greer.	Senter.
Harper.	Stokes.
Hayter.	Sturgeon.
Holsey.	Terrell of Bowie.
Hudspeth.	Terrell of McLennan.
Hume.	Veale.
Kellie.	Ward.
Masterson.	Watson.
Mayfield.	Weinert.
Meachum.	Willacy.

Absent.

Thomas.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday, on motion of Senator Perkins, the same was dispensed with.

INVITATIONS.

Senator Veale offered the following:

Throckmorton, Texas, March 3, 1909.

Hon. J. W. Veale, Austin, Texas:

By resolutions adopted at a regular meeting, Throckmorton Commercial Club request you to invite the House of Representatives and Senate of the Thirty-first Legislature to visit the town of Throckmorton in the near future. Features of entertainment will be wolf chase, turkey hunt on Clear Fork, fishing trip on Elm creek, and everything